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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

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'08 MJ 0026

UNITED STATES OF AMERICA, Plaintiff, v. **Ramon ZARAGOSA-Olivares** **A.K.A. Hector Manuel CEJA-Contreras** Defendant.	Magistrate Case No. ________ COMPLAINT FOR VIOLATION OF Title 8, U.S.C., Section 1326 Attempted Entry After Deportation

The undersigned complainant being duly sworn states:

On or about **January 3, 2008**, within the Southern District of California, defendant **Ramon ZARAGOSA-Olivares A.K.A. Hector Manuel CEJA-Contreras,** an alien, who previously had been excluded, deported and removed from the United States to **Mexico**, attempted to enter the United States with the purpose; i.e. conscious desire, to enter the United States at the **San Ysidro Port of Entry**, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Section 1326.

And the complainant states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

SIGNATURE OF COMPLAINANT
Sara Esparagoza, United States Customs
and Border Protection Enforcement Officer

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE THIS 4th DAY OF **January, 2008**.

UNITED STATES MAGISTRATE JUDGE

CATHY ANN BENCIVENGO
U.S. MAGISTRATE JUDGE

PROBABLE CAUSE STATEMENT

On January 3, 2008 at approximately 5:55PM, **Ramon ZARAGOSA-Olivares A.K.A. Hector Manuel CEJA-Contreras (Defendant)** made application for admission to the United States from Mexico at the **San Ysidro Port of Entry** via the pedestrian primary lanes. Defendant orally declared himself to be a United States citizen and presented a Texas birth certificate bearing the name Juan OLIVARES to a Customs and Border Protection (CBP) Officer. Defendant stated he had no photo identification. The primary officer escorted Defendant into secondary as a possible documented false claim to U.S. citizenship.

During the secondary inspection, a counterfeit California identification card and social security card bearing the name Juan OLIVARES were found on Defendant's person during a patdown. Defendant's fingerprints were queried through the Integrated Automated Fingerprint Identification System (IAFIS), which verified Defendant's identity and criminal history. Further queries through the Central Index System (CIS) and the Deportable Alien Control System (DACS) revealed Defendant was ordered deported from the United States by an Immigration Judge on June 9, 1998 and physically removed from the United States through Calexico, California on the same date. Immigration service records indicate the Defendant has not applied for nor received permission to legally reenter the United States by the Attorney General or the Secretary of Homeland Security.

At approximately 10:20PM, Defendant was advised of his Miranda Right, acknowledged his rights and elected to make a statement without the benefit of counsel. Defendant admitted he is a citizen of Mexico without legal documents to enter the United States. Defendant admitted he purchased the Texas birth certificate, counterfeit California identification card and counterfeit social security card for $100.00 USD. Defendant admitted he has been deported from the United States and admitted that he has no applications or petitions pending with the Immigration Service. Defendant stated he was going to Los Angeles, California to seek employment.